

IN THE

Court of Appeal of the State of California

IN AND FOR THE

Fifth Appellate District

COURTROOM PROCEEDINGS

The court met in its courtroom at 10:00 A.M. Present: Honorable Thomas A. Harris, Acting Presiding Justice; Honorable Rebecca A. Wiseman, Associate Justice; Honorable Stephen Kane, Associate Justice; and Leisa V. Biggers, Clerk/Administrator, by Joe G. Lopez, Senior Deputy Clerk.

F049845 People v. Tripp

Cause called and argued by Han Tran, Esq., counsel for appellant and by Judy Kaida, Deputy Attorney General, counsel for respondent.

Cause ordered submitted.

Court recessed until Wednesday, May 9, 2007 at 1:30 P.M.

The court reconvened in its courtroom at 1:30 P.M. Present: Honorable Thomas A. Harris, Acting Presiding Justice; Honorable Rebecca A. Wiseman, Associate Justice; Honorable Stephen Kane, Associate Justice; and Leisa V. Biggers, Clerk/Administrator, by Joe G. Lopez, Senior Deputy Clerk.

F051520 Rash v. Workers' Compensation Appeals Board; Stanislaus County Sheriff's Department; Dameron Hospital

Cause called and argued by Adam J. Stewart, Esq., counsel for petitioner and by Douglas C. Sparks, Esq., counsel for respondent Stanislaus County Sheriff's Department and by Nancy Sue Roberts, Esq., counsel for respondent Dameron Hospital. Neil P. Sullivan, Esq., counsel for respondent Workers' Compensation Appeals Board waived oral argument.

Cause ordered submitted.

Court recessed until Thursday, May 10, 2007 at 1:30 P.M.

IN THE

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IN AND FOR THE

Fifth Appellate District

- F050460** **People v. Hayes**
The judgment is affirmed with modifications. Vartabedian, Acting P.J.
We concur: Harris, J.; Levy, J.
[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]
- F049353** **People v. Mendoza**
The judgment of conviction is affirmed. The sentence is vacated and the matter is remanded for resentencing. Levy, Acting P.J.
We concur: Gomes, J.; Kane, J.
[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]
- F050596** **People v. Guigosa**
Counsel having failed to request oral argument in the above-entitled case in accordance with the provisions of a notice mailed to counsel, the case is submitted for decision.
- F050596** **People v. Guigosa**
The judgment is affirmed.
By the Court.
[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]
- F049324** **People v. Reinhardt**
Oral argument having been waived in the above-entitled case in accordance with the provisions of a notice mailed to counsel, the calendar date heretofore set is vacated and the case is submitted for decision.

IN THE

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IN AND FOR THE

Fifth Appellate District

F050056 People v. McNatt

The judgment is affirmed. Cornell, Acting P.J.

We concur: Dawson, J.; Hill, J.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

F050372 People v. Ochoa

Counsel having failed to request oral argument in the above-entitled case, oral argument is deemed waived in accordance with the provisions of a notice heretofore mailed to counsel and the cause is submitted.

F050372 People v. Ochoa

The judgment is modified to reflect a conviction, on count 1, of misdemeanor child abuse in violation of section 273a, subdivision (b). The RPO cost order is vacated. The case is remanded to the trial court for re-determination of probation-related costs pursuant to section 1203.1b, as discussed in this opinion, and for re-sentencing. In all other respects the judgment is affirmed.

By the Court.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

F050614 People v. Avila

Counsel having failed to request oral argument in the above-entitled case, oral argument is deemed waived in accordance with the provisions of a notice heretofore mailed to counsel and the cause is submitted.

F050614 People v. Avila

The judgment is affirmed.

By the Court.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

F047855 People v. Ybarra et al.

Filed modification of opinion (no change in judgment). Gomes, J.

We concur: Vartabedian, Acting P.J.; Wiseman, J.

[CERTIFIED FOR PUBLICATION]

IN THE
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IN AND FOR THE
Fifth Appellate District

F051246 **People v. Lane**

The above-entitled case is submitted for decision.

F051246 **People v. Lane**

The appeal is transferred to the appellate division of the Tulare County Superior Court.

By the Court.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]